

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of:	Douglas Heintzman, <i>et al.</i>	Group Art Unit:	2629
Serial No.:	10/734,772	Examiner:	Tran, Henry N.
Filed:	December 12, 2003	Conf. No.:	1755
For:	Modifying Visual Presentations Based on Environmental Context and User Preferences	Atty. Dkt.:	2300.000300
		Client Docket:	AUS920030916US1
		Customer NO.:	46240

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed September 4, 2007, finally rejecting claims 1-29. This Notice of Appeal is being filed concurrently with the Appeal Brief on December 4, 2007. therefore, it is timely filed.

If an extension of time is required to enable this paper to be timely filed and there is no separate Petition for Extension of Time filed herewith, this paper is to be construed as also constituting a Petition for Extension of Time Under 37 CFR § 1.136(a) sufficient to enable this document to be timely filed.

The fee for filing this Notice of Appeal is \$510.00. **The Commissioner is authorized to deduct the fees in the amount of \$510.00 from IBM Deposit Account No. 09-0447/AUS920030916US1.** No other fee(s) is believed to be due. However, in the event that any

other fee(s) is due for any reason under 37 C.F.R. §§ 1.16 to 1.21, the Commissioner is authorized to deduct said fee(s) from IBM Deposit Account No. 09-0447/AUS920030916US1.

Respectfully submitted,

Date: December 5, 2007

WILLIAMS, MORGAN & AMERSON
10333 Richmond Dr., Suite 1100
Houston, Texas 77042
(713) 934-4053 ph

/Jeffrey A. Pyle/
Jeffrey A. Pyle
Reg. No. 34,904
Attorney for Applicants